

Amesbury Municipal Council Meeting
Tuesday, July 10, 2007, 7:00PM
Town Hall Auditorium

Call to Order 7:06PM

Pledge of Allegiance and moment of silence for Mr. Mark Lankin

Roll Call: Alison Lindstrom, Donna McClure, Mario Pinerio, Michelle Thone, Roger Benson, Thomas Iacobucci, Ann Connolly King, Robert Lavoie, Christopher Lawrence

Accept Minutes – June 12, 2007 and April 3, 2007
Councilor Benson moves for approval – Voted Unanimous

Public Comment

James Thivierge, Friend Street – Mr. Thivierge approves of the changes made to the agenda especially including the word “measure”. He would like to see a preliminary tax report given by the executive branch of government to the public by August 31st before the primary election.

Jonathan Sherwood, 39 Whittier Street – Mr. Sherwood read a prepared statement regarding bill #2007-076 copy attached.

Council Comment

Councilor Thone states the public will have a voice on the override at the ballot. She hopes people will evaluate both sides of the issue and not take just what they read out of the daily news. She believes an override is justified and that it will give the community an opportunity to decide if they want to spend money on certain things and not put all of the weight on this council to make those decisions for them. Councilor Thone states she looks forward to the decisions Mr. Sherwood will be making if he gets elected to the council.

Councilor McClure states sponsoring the override bill was not a way to dump responsibility; it was to put responsibility where it belongs, in the executive office where the decisions have to be made on how much money we can spend. She feels if the town gives less to spend it will be forcing the unions back to the table and forcing the Mayor to make responsible decisions for this community. By putting it on the ballot it gives everyone a chance to raise their hand and decide. She feels it would be infinitely fairer than nine people deciding for the community.

Councilor King feels it is important to point out that when the community chose to go forth with the charter change they made the decision to give the responsibility regarding the budget to the representatives they elect. When a person runs for council they assume the responsibility of being the care takers in the eyes of the community for the budget. Because Amesbury is not a town form of government she believes the council should not abscond their duty and put it on the public because they do not want to make the difficult choices. She states the majority of this council believes there is a spending issue in this community yet they chose not to cut the budget even though they had the votes. She looks forward to the discussion on the override and asks the public to listen and make an informed choice. Again she believes in our form of government the council represents the people and should make the tough decisions.

Councilor McClure states when the town voted for the current form of government they voted to keep the right of referendum.

Councilor Thone states there are a lot of people in this community who are hurting and she believes the town has closed their eyes to the record foreclosures and tax takings. A levy limit does not take into account your ability to pay and that is the problem a lot of people are struggling with. She states Amesbury has capacity in the levy which means the community could be taxed a lot more. Bill 2007-076 will remove that capacity.

Councilor Lavoie opposes the override. In the years of prop 21/2 only 14 communities have attempted an override. He further reports the Mayor is prepared to pay the McDermott bill.

Councilor Lindstrom would like it noted for the record President Lawrence requested a number of people to attend this meeting tonight to answer questions from the council and none of them showed up. She would like to have reports ready for the next council meeting including the town owned vehicles, Cultural Center/Arts Center, Middle School maintenance. She would like the public to know that currently there are 90 bankruptcies and foreclosures of which 72 are tax liens in this town. She would like to speak with Chief Cronin about the \$508,000 in his budget for overtime and receive a preliminary tax rate by the middle of August. Councilor Lindstrom would also like to know about the water report which all the residents received and to see the council send a card or letter to Mark Lankin's family expressing the council's gratitude for his service and dedication to the town and the library.

President Lawrence states Chief Cronin had a family commitment and was unable to attend. Chief Cronin thought Mike Basque would be able to answer some of Councilor Lindstrom's questions.

Mayoral Appointments

President Lawrence asks if any of the re-appointments are objected to does it have to go to a vote or is it just a no vote. Councilor Iacobucci reads from the charter section 2.3 "unless otherwise provided by this charter appointments of all town offices, department heads and members of boards, committees and commissions shall become effective 15 days after submission of a written notice of any appointment to the Town Clerk provided however; the Municipal Council may during such period by two thirds vote by the full Municipal Council reject any such appointment."

President Lawrence states he will be voting no for Roger Stone's re-appointment to the Appeals Board. He attended a ZBA meeting in the past and heard one of Mr. Stones comment to a resident wanting an addition saying "You have enough, why do you want more?" He does not feel that was appropriate and will not be voting in favor of Mr. Stone's re-appointment.

2007-074 FY07 Boards and Committees Re-appointments

Councilor Thone read 2007-074 into the record (bill attached).

Councilor Benson moves for approval of 2007-074 as submitted.
Voted – 8 Yes, 1 No (Thone)

Reports by Officials, Boards and Commissions/Special Presentations

Mayor Kezer, Kathy Crowley, Joe Fahey to discuss Life Guards at Lake Gardner

Councilor Iacobucci asks Mayor Kezer why, in the past, we had the money for the lifeguards and this year we don't and is it correct that the Office of Community and Economic Development was subsidizing the lifeguards before the parks and recreation department was split from OCED.

Mayor Kezer states up until last year the Youth Service functions were under the OCED and the Youth Service programs are all run thru a fee based system. When the Youth Services were a part of OCED, a larger department, it allowed OCED to underwrite if the revenues fell short. The Council removed Youth Services from OCED because they believed Youth Services was subsidizing OCED; which was factually incorrect. In doing so funds from OCED could not be used to help support the Youth Programs. It is now a stand alone department and cannot rely on other department funds in order to underwrite programs. As of May 8th there was \$130,000 in the Youth Fund therefore we could only schedule programs costing up to \$130,000. He did subsidize \$50,000 for the Director's salary with the intent, over the next few years, to adjust the fees to cover the Director's salary so the program is 100% fee supported. Decisions had to be made as to what programs could fall under the \$130,000 limit they had. The lifeguards do not generate revenues and just about every other youth program generate revenues. If any other youth program were cut to get under the \$130,000 cap it start a tail spin of having less revenues next year for programs which would cause further cuts. The intent was to make the decision on the life guards this year, work on the fees to generate additional revenues for next year and seek out alternative sources for funding. He believes as the last fiscal closes there will be an additional \$10,000 to be used over and above the \$130,000. He is now moving forward to bring the lifeguards back knowing that they have at least \$10,000 to cover the costs.

Councilor Iacobucci asks if it is possible Community and Economic Development will have an excess of \$3,000, since they are not subsidizing the Youth Program services, which can be transferred to put lifeguards back on the beach. Mayor Kezer states part of redefining the department and divisions was to allocate the funding for the needs of the departments. Economic Development will be using its resources for Economic Development programs.

Councilor Pinierio asks Mayor Kezer why he is putting \$70,000 into the stabilization fund knowing there would not be any lifeguards. Mayor Kezer states he has been hammered every since he has been in office about putting money into the stabilization fund by this council. He believes it is obviously a high priority to build up the stabilization fund. When he was putting the budget together he made \$980,000 in cuts from requests in the budget. All those other people could make the same argument about putting money in the stabilization fund believing their request was a priority.

Councilor Lindstrom asks Mayor Kezer if there is any progress with the panel that was put together to look into town owned vehicles. Mayor Kezer states it is not a panel however; he has asked certain department heads to put together recommendations to identify current policies for the use of vehicles and make suggestions for changes. He has a draft Vehicle Policy that he is reviewing and will issue it as a policy of the town. Based on a review of that draft he is satisfied there has been a well run policy in place.

Councilor Lindstrom asks for an update on the Cultural/Arts Center. Kendra Amaral states at this point there is a consideration of a proposal for an Arts Center. There has been no decision made, we are in the process of getting feed back and input from the public and the stake holders who are part of the Cultural Center to see if this is a good way to go. The idea is to offset the condo fees already paid thru programs, classes and gallery sessions. The proposal being considered is to improve the sustainability of the Cultural Center by making it a viable option that gets a lot of traffic. Councilor Lindstrom asks why the Town is paying condo fees since the town already donated so much money. Mike Basque states as part of the agreement with Fish they had to deed back to the town one condo unit. The Town of Amesbury is now a member of the condo association and is required to pay dues.

Councilor Lindstrom asks Mayor Kezer why nothing has been done to fix and maintain the front and back of the Middle School and/or if there is a plan to have something done. She states the walls have deteriorated because nothing has been done to seal the cap stones. Mayor Kezer states the issue has been raised before and one of the possibilities is the way it was constructed. It will have to be looked at to identify the source of the problem before deciding how to fix it.

Mayor Kezer, in response to an earlier comment that “a whole bunch of people were asked to attend the meeting to answer questions and nobody showed up” states the place on the agenda for their questions and comments was later in the meeting, not at the time the comment was made. He does not want the public to have the impression that people didn’t show up for no reason. Everyone came down to the meeting at the appropriate time on the agenda. He states it would be helpful if people got advanced notice of a request to attend meetings along with the questions to allow people to prepare.

Councilor King asks Councilor Lindstrom if the Educational Committee will ever meet. Councilor Lindstrom states this year she had a daughter that graduated High School and there was a lot of activity for her to be going through. She believes the Education Committee will be meeting again. Councilor King offers to assume the role of Chairman of the Educational Committee if she is not able.

Councilor Iacobucci still wants to meet with Melanson & Heath, the Town Auditors, to find out when the FY06 audit will be complete and to discuss what issues to address in the FY07 audit.

Public Hearings Measures

2007-065 An Ordinance for the Town to Study the Practicability/Creation of a Bio-diesel Refinery – Councilor Lindstrom cont.

Councilor Lindstrom states all gasoline and diesel fuel is becoming extremely expensive and creating a strain on our coffers. She is not asking the town to spend money on this; she is asking the Mayor to form a group of people who would be interested in looking into this and see what would be best for the town.

2007-066 An Ordinance to Create an Energy Resources Commission – Councilor Lindstrom cont. Councilor Lindstrom states this is a revisit of the original bill she filed last year regarding signing on to a state statute which would create an Energy Resource Commission. The council at that time felt the state had too much power. She is now bringing it back as an Ordinance so that the council would have control over it rather than having to go to the state to change anything. This commission would be responsible to the Mayor and the Council. The Bio-diesel Panel could turn into this Energy Resources Commission.

President Lawrence asks if anyone has any question, hearing none closes the public hearing.

2007-067 An Order Regarding Submission of Atty. McDermott’s Invoice – Councilor Lavoie sponsor cont.

President Lawrence opens the public hearing on 2007-067.

Councilor Lavoie states that at the last council meeting the council voted to take this back from Ordinance and Finance and to appoint a sub committee to meet with the Mayor. The meeting did take place and the Mayor has agreed to pay the McDermott bill. The summary of Councilor Lavoie’s report is that the committee was unanimous that on the whole the process of the council engaging outside

election counsel could have been better. The committee recommended the Mayor pay the bill and then bill #2007-067 would basically become mute.

President asks if any one else would like to speak, hearing no requests closes the public hearing.

2007-071 An Order to Authorize an Appropriation to the Stabilization Fund – Mayor Kezer sponsor cont.

President Lawrence opens the public hearing and hearing no requests to speak closes the public hearing.

2007-072 An Order to authorize a transfer between General Dept. Funds – Mayor Kezer sponsor cont.

President Lawrence opens the public hearing on 2007-072.

Councilor Iacobucci asks if this will be enough to cover all outstanding invoices. Mike Basque states yes.

President Lawrence closes the public hearing on 2007-072.

2007-073 An Order to authorize a transfer to Legal Services – Mayor Kezer sponsor cont.

Councilor Iacobucci recuses himself from 2007-073.

President Lawrence opens the public hearing.

Councilor McClure states all of the legal bills provided to her by Mr. Basque total \$78,901 and the legal budget was \$100,000 for FY07. She questions why legal services need \$13,000 more. Mr. Basque states the town has expended \$97,000 to date out of the budget and the estimated bills for May and June is \$16,000. He believes he must have missed some legal invoices when he gave Councilor McClure copies.

President Lawrence asks Mr. Basque how much legal expenses the town incurred from Kopelman & Paige for the Thone recall. Mr. Basque guesses a few thousand without looking at the invoices. President Lawrence states he went through the legal bills and came up with \$5,000.

Councilor McClure lists the total dollar amounts by law firm and asks Mike Basque to find out where the additional \$20,000 was spent.

President Lawrence commented on the Attorney Urbelis \$22,000 legal bill for Bailey Pond. He states he did get a proposal from former District Attorney Scott Harshbarger, for Bailey Pond with a cap of \$15,000.

Councilor McClure asks Mike Basque about Kopelman & Paiges bill #68639; it was a telephone call from a citizen. She asks if the public is allowed access to Kopelman & Paige and asks Mike Basque to find out about that invoice.

Councilor Lindstrom asks Mayor Kezer what his question was and why he asked Kopelman & Paige about the Mayor's veto power on January 19, 2007. She believes she has a right to ask because it has to do with the Council and not the day to day functioning of the government. Mayor Kezer states

there are dozens of issues his office is dealing with that has legal implications. He has been around municipal government long enough to know what questions he can handle but there is a regular need to check with legal counsel. There are numerous negotiations that are ongoing in which legal counsel is representing the Town. It is almost a daily occurrence in which we are engaging in legal services. He states the town has Kopelman & Paige for day to day type of issues. The issues generated from the council as to the appropriate powers of the council and the appropriate powers of the Mayor from time to time there is a need to get legal interpretation. In addition we have a half dozen 40B developments ongoing in which the town has legal counsel representing us. You can never predict how much activity is going to be generated at any point in time. Attorney Urbelis is on board relative to a very complex real estate transaction that if not done right could cost the town more than a million dollars in fees and fines if the town does not take appropriate action to deal with it. In regards to what happened on January 19th and why was a phone call made; that was only one transaction in hundreds and hundreds of transaction he engages in with legal services.

Councilor Lindstrom states she wasn't interested in a lot of the bills because it is the purview of the Mayor. She is only interested in the invoices that said the word council or recall. Sixty five hundred dollars was spent on the recall through the Mayors office after the council spent \$3,000 for legal counsel on the recall. She knows the whole \$6,500 was not for the question that the Town Clerk had because that was itemized at \$1,400. There was another larger bill for \$3,000 which was in reaction to the Attorney the council hired, Atty. McDermott.

Mayor Kezer states the purpose of counsel is to protect the interests of the town. The whole recall issue generated a whole lot of questions. The authorized legal counsel for the town is Kopelman & Paige through the Mayor's office. We had Kopelman & Paige review legal opinions by another attorney who does not represent the town and to make interpretations as to the implications of the various opinions as well as all the procedural issues that were engaged at that time. It is not a surprise that during that time of high level legal activity that it generated a number of billable hours.

Councilor Lindstrom states on the invoices there were two public records requests one on 9/25/06 and another on 10/23/06 and she would like to know if they were for Bailey's Pond. There was also a draft audit letter and she would like to know if it had something to do with Melanson & Heath and why would Kopelman & Paige do that. She also read in the invoices that a private citizen had access to Kopelman & Paige and that a councilor sat in on a conversation with the Mayor and Kopelman & Paige. She was just really bothered by all this.

President Lawrence asks Councilor Lindstrom to put her questions in writing and get them to the Mayor or Mr. Basque.

Councilor McClure states to Mayor Kezer that she would like to see the rest of the bills to equal the \$97,000 already spent out of the legal budget. She would like to see those invoices before she authorizes \$13,000 more.

Mayor Kezer explains that there is a lag time of approximately one month to receive the legal bills. In order to calculate the numbers they contacted all the legal services to get estimates to capture all of the legal services for this fiscal year to be able to move forward.

Councilor King finds it laughable that President Lawrence is pointing a finger at the town regarding a lawyer's bill regarding the recall. When the majority of the council made the decision to go out for an

opinion it was her understanding they were going to get an opinion. When the opinion came back Councilor King found that President Lawrence sought more opinions. At a council meeting Attorney McDermott showed up, President Lawrence did not attend and no one knew what the point of his arriving here was and the town ate the cost of that. Councilor Lavoie chose to contact the Attorney generating more costs without approval. When the opinion is received back the council took a vote and totally disregarded his opinion and never brought it into any discussion. To point the finger at the Mayor's office and say well you misspent town funds when the taxpayers are paying close to \$3,000 for an opinion that was disregarded is laughable. The issue 3.8 has to go to the charter commission. It is not for the Mayor or the Council to try to come to some common terms on this. It is for the Charter Commission to decide and that is why the commission was put into place.

Councilor Lavoie states the readily available bills compiled total \$78,000 and \$97,000 has been paid to date. He asks Mr. Basque if it is fair to say they are only going to pay bills that are due and owing and that if for what ever reason the estimates provided show that less was spent any unexpended funds will go to general fund and then to free cash. This bill is for one of seven or eight year end transfers to anticipate funds that are needed to pay and discharge bills that it has incurred in the ordinary course. If it turns out that the estimates were generous the town will only spend what was properly billed.

President Lawrence closes the public hearing on 2007-073.

Councilor Lavoie made a motion to go into executive session for the purpose of considering the purchase, exchange, lease or value of real estate and also possibly discuss strategy with respect to litigation and he believes the intent is to reconvene in open session.

Roll Call Vote – 9 Yes (Lindstrom, McClure, Pinierio, Thone, Benson, Iacobucci, King, Lavoie, Lawrence)

8:49PM

Second Readings

Rules and Procedures – None at this time

Measures

2007-065 An Ordinance for the Town to Study the Practicability/Creation of a Bio-diesel Refinery – Councilor Lindstrom cont.

Councilor McClure read the recommendation from the Finance Committee to approve to create a panel to study the practicability of creating a bio-diesel refinery for town heating oil and diesel fuel but to amend it by striking the last paragraph. "This report shall be acted upon as soon as practicable and the product and action of which after initial implementation shall become the jurisdiction of the commission and DPW" Voted Unanimous

Councilor Lavoie read the recommendation of the Ordinance Committee to discharge bill 2007-065 back to the council and recommend approval with the amendment of the Finance Committee.

Councilor Lavoie moves that 2007-065 be adopted as recommended by the Finance and the *Ordinance Committee which basically means as presented by the Ordinance Committee with the*

deletion of the sentence at the bottom that reads "this report shall be acted upon as soon as practicable and the product and action of which after initial implementation shall become the jurisdiction of the commission and DPW".

Roll Call Vote - Unanimous

2007-066 An Ordinance to Create an Energy Resources Commission – Councilor Lindstrom sponsor cont.

Councilor Lavoie read the recommendation of the Ordinance to discharge 2007-066 back to the council and recommend approval as shown on the committees red line draft.

Councilor Lavoie moves approval of 2007-066 as recommended by the Ordinance Committee as shown on their red line submitted tonight.

Roll Call Vote - Unanimous

2007-067 An Order Regarding Submission of Atty. McDermott's Invoice – Councilor Lavoie

Councilor Lavoie states it has been stated publicly that the bill will be paid for by the Mayor he moves for indefinite postponement of 2007-067

Voted – 8 Yes, 1 Recuse (Thone)

2007-071 An Order to Authorize an Appropriation to the Stabilization Fund – Mayor Kezer sponsor cont.

Councilor McClure read the Finance Committee recommendation that the Municipal Council authorize the appropriation of \$120,000 to the stabilization fund from free cash and reserve for unforeseen as submitted and voted unanimously.

Councilor Iacobucci moves the recommendation of the Finance Committee.

Roll Call Vote - Unanimous

2007-072 An Order to authorize a transfer between General Dept. Funds – Mayor Kezer sponsor cont.

Councilor McClure read the recommendation of the Finance Committee that the Municipal Council authorize the transfer between General Dept. Funds \$10,364, voted unanimously.

Councilor Benson moved the recommendation of the Finance Committee

Roll Call Vote – Unanimous

2007-073 An Order to authorize a transfer to Legal Services – Mayor Kezer sponsor cont
Councilor McClure read the recommendation of the Finance Committee not to authorize a transfer to legal services for \$13,000 – Voted 4 Yes, 1 abstain (Grant)

Councilor King asks the Councilor McClure why the majority of the Finance Committee voted against the transfer. Councilor McClure states they had no financial backup. They asked for copies of the bills

and received them as recent as yesterday. The bills do not match the dollars. The night of the meeting they had no copies of the bills. Councilor King asks if they ask for detailed backup for all transfers. Councilor McClure states pretty much.

Councilor Benson moves for approval of 2007-073 as submitted.

Councilor Thone amends the motion to accept the recommendation of the Finance Committee not to authorize a transfer.

Councilor Lavoie states Mr. Basque has paid \$97,000. Ultimately the auditors are going to verify what ever was paid was associated with a bill. There are only two reasons the transfer is going to be too much. One is some bills got double counted and that is why they can't be reproduced, which he believes is a low probability or that the estimate the legal counsel has come up with is grossly excessive which again is a low probability to him. If they did occur the worst that could happen by transferring the funds is the money will stay in the general fund and end up in free cash. The most dreadful thing that could happen if the transfer is not voted; there will not be enough funds to pay the bills by the end of the fiscal year. You have to jump through a lot of hoops to pay previous fiscal year bill. He feels if someone believes legal services is being over utilized they should make that case and try to support it. The transfer is to make provision for the administration to be able to pay the legal obligations incurred by the Town of Amesbury. Councilor Lavoie does not believe any of the councilors have any questions about the integrity or bill paying ability of the Finance Office. He believes the argument boils down to, we don't like Kopelman & Paige or the amount of money spent on legal bills.

Councilor King asks the council put aside any ill feelings toward Kopelman & Paige and look at this for this issue that it is. Paying a bill the same way the majority of this counsel advocated for paying the McDermott bill, there is no difference.

Councilor Lindstrom states she has nothing against Kopelman & Paige regarding any bill. She does have a problem with an extra \$5,000 the executive branch spent. She does not know of what other kind of statement she can make than saying no to this bill.

Councilor McClure does not believe it is the Councils job to say how many times the Mayor can pick up the phone and ask for advice. As a Finance Committee member if she wants to know where a \$100,000 was spent she should be able to get that. It is not that she doesn't have faith in Mr. Basque he is great for answering questions. From a finance perspective; she wants to see the bill before she will pay the bill. Right now she has \$79,000 in bills not \$113,000.

President Lawrence also agrees with the Finance Committee recommendations as well.

Councilor Pinierio agrees with the Finance Committee recommendations as well. He has only seen the bills for \$78,000.

Councilor King asks if the Finance Committee received similar backup for bill 2007-072. Councilor McClure states she did and all of their questions were answered satisfactorily by Mr. Basque.

Councilor Thone amends the motion to accept the recommendation of the Finance Committee not to authorize a transfer.

Amendment to the motion - Roll Call Vote – 6 Yes, 3 No (Benson, King, Lavoie)

Councilor Thone motions to accept the recommendation of the Finance Committee not to authorize a transfer.

Roll Call Vote – 6 Yes, 3 NO (Benson, King, Lavoie)

First Readings

Accept Late File

2007-079 Public Policy Question “An Act to Establish a Tourism Promotion Fund” on the Ballot
Councilor Benson motions to accept late file

Voted - Unanimous

2007-075 An Order to establish an Affordable Housing and Expedited Permitting Stabilization Fund – Councilor Iacobucci

Councilor Iacobucci moves to refer to the Ordinance Committee, Finance Committee, Planning Board and schedule a public hearing for September 11th

Voted - Unanimous

2007-076 November 6, 2007 Ballot Question - \$1,500,000 Underride – Councilors McClure, Thone sponsor

Councilor Benson moves to refer 2007-076 to the Ordinance and Finance Committees and schedule a public hearing at the September 11th meeting.

Voted - Unanimous

2007-077 Amend Zoning Bylaw Section VI.B - Table of dimensions & density – Councilor Lindstrom

Councilor Lindstrom motions to refer 2007-077 to Ordinance and Planning and schedule a public hearing at the September 11th meeting.

Voted - Unanimous

2007-078 Resolution to accept Chapter 43D of MGL – Mayor Kezer

Councilor McClure motions to move the resolution as amended.

Councilor Iacobucci read the motion:

Motion that the Bill be separated and that the Municipal Council accept 2007-078R (as proposed below) as a resolution to facilitate the Town submitting an application to the Interagency Permitting Board (IPB); and that 2007-078 be referred to the Finance and Ordinance Sub-Committees for review and recommendation; and that a public hearing on 2007-078 be scheduled for the regular Council Meeting on September 11th, 2007.

TEXT OF RESOLUTION FOR 2007-078R:

Be it resolved by the Municipal Council assembled and by the authority of the same as follows:

Section 1: The Town of Amesbury will make a good faith effort to comply with the requirements of MGL c.43D of the Massachusetts General Laws as amended pursuant to Section 11 of Chapter 205 of the acts of 2006; and

Section 2: The Town of Amesbury does hereby designate, as a zoning overlay district, the following properties within the “Golden Triangle” as a Priority Development Site:

ASSESSORS MAP	LOT	ADDRESS
69	1	293 Elm St rear
68	12	265 Elm St rear
68	13	277 Elm St
68	14	283 Elm St
68	15	287 Elm St
68	20	281 Elm St
80	3	287 Elm St
80	4	287.5 Elm St
80	6	289 Elm St rear
80	7	289 Elm St
80	8	291 Elm St
80	9	293 Elm St RR
80	10	293 Elm St
80	11	295 Elm St
80	12	297 Elm Street

said Priority Development Site (PDS) designation to be contingent on all applicable land owners' written acceptance of said designation; and

Section 3: The Mayor is hereby authorized to prepare and file an application to the Interagency Permitting Board (IPB) under 400 CMR 2.00 Expedited Permitting for a Technical Assistance Grant in the amount of \$150,000.

Section 4: The President of the Municipal Council is hereby authorized to sign Part I of said Grant on behalf of the Amesbury Municipal Council as the Governing Body under said 400 CMR 2.00 Expedited Permitting.

Section 5: Said designation and grant, if approved by the IPB, shall be submitted to the Municipal Council for approval and acceptance before any check for a technical assistance grant is endorsed on behalf of the Town of Amesbury.

Voted – Unanimous

2007-079 Public Policy Question "An Act to Establish a Tourism Promotion Fund" on the Ballot Councilor Lindstrom motioned to refer 2007-079 to Ordinance and Finance and schedule a public hearing for September.

Voted – 8 Yes, 1 Opposed (King)

A meeting is scheduled for July 24, 2007 to meet with the auditor, Attorney Urbelis and Chief Cronin.

Voted – Unanimous

Correspondence

President/Vice President Communications

Communication from Elected Officials, Boards and Commissions

Councilor McClure informs the Council that Karl Wesolowski has resigned from the Finance Committee. She asks Bonnijo Kitchin to post the opening and states she will send a thank you letter to him.

Councilor Lavoie states he will send an official letter from the Council to the family of Marc Lankin expressing their condolences.

Council Communications, Announcements and Committee Reports

Motion to adjourn – Voted Unanimous 10:38PM

Respectfully Submitted,
Assistant Town Clerk